



AUG 16 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/718,266	11/21/2003	Andre Jestin	065691-0342

CONFIRMATION NO. 9067

FORMALITIES LETTER



OC000000012095457

22428
 FOLEY AND LARDNER
 SUITE 500
 3000 K STREET NW
 WASHINGTON, DC 20007

Date Mailed: 03/15/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$774** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1674** for a Large Entity

08/18/2004 MAHMED1 00000075 10718266

- \$770** Statutory basic filing fee.
- \$130** Late oath or declaration Surcharge.

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1201	860.00 OP

- Total additional claim fee(s) for this application is **\$774**

- \$774 for 9 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Appl. No. 10/718,266
Atty. Dkt. No. 042049-0107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andre JESTIN et al.

Title: CIRCOVIRUS SEQUENCES ASSOCIATED WITH PIGLET
WEIGHT LOSS DISEASE (PWD)

Appl. No.: 10/718,266

Filing Date: November 21, 2003

Examiner: To Be Assigned

Art Unit: 1648

**TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed on March 15, 2004, in the above-identified application, transmitted herewith are the missing parts requested to complete the filing of the subject patent application. Applicants resubmit a copy of the Declaration and Power of Attorney filed in the parent application, as originally filed in the above-captioned application on November 21, 2003.

Enclosed are:

[X] Copy of Declaration and Power of Attorney (5 pages)

[X] Return Copy of Notice to File Missing Parts (2 pages)

08/18/2004 HAHMED1 00000075 10718266

04 FC:1253

950.00 OP

Applicants hereby petition for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

- ☐ Extension for response filed within the first month
☐ Extension for response filed within the second month
☒ Extension for response filed within the third month
☐ Extension for response filed within the fourth month
☐ Extension for response filed within the fifth month

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total Claims:	15	- 20	= 0	x \$18.00	= \$0.00
Independent ents:	13	- 3	= 10	x \$86.00	= \$860.00
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late filing of Executed Declaration and late payment of filing fee				+ \$130.00	= \$130.00
[X] Extension fee for response filed within the third month:				+ \$950.00	= \$ 950.00
				SUBTOTAL:	= \$2,710.00
[] Small Entity Fees Apply (subtract ½ of above):					= \$0.00
				TOTAL FILING FEE:	= \$2,710.00
				TOTAL FEE	= \$2,710.00
Difference to pay:				- \$0.00	- \$2,710.00

[X] A check in the amount of \$2,710.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 08-16-2004

By Sean A. Passino (45,943)
52

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5569

Facsimile: (202) 672-5399

SEAN A. PASSINO

Stephen B. Maebius

Attorney for Applicant

Registration No. 35,264

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for any such fees; and applicant(s) hereby petition for any needed extension of time.